



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 10
1200 Sixth Avenue, Suite 900
Seattle, WA 98101-3140

OFFICE OF
ENVIRONMENTAL
CLEANUP

JAN 29 2018

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

1138, LLC
Walter and Tamara Kempe, Governors
7844 128th Avenue NE
Kirkland, Washington 98033

Re: Request for Information Pursuant to Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act for the Odessa Biodiesel Site in Odessa, Lincoln County, Washington

Dear Mr. and Mrs. Kempe:

The United States Environmental Protection Agency, Region 10 (EPA) is currently investigating the source, extent and nature of the release or threatened release of hazardous substances, pollutants, or contaminants, or hazardous wastes on or about the Odessa Biodiesel Site in Odessa, Lincoln County, Washington (the Site). This investigation requires inquiry into the identification, nature and quantity of materials that have been or are generated, treated, stored or disposed of at, or transported to, the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site. EPA also is seeking information relating to the ability of a person to pay for a cleanup of the Site.

Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act, as amended (CERCLA), 42 U.S.C. § 9604, you are hereby requested to respond to the Information Request set forth in Attachment A, attached hereto.

Compliance with the Information Request set forth in Attachment A is mandatory. Failure to respond fully and truthfully to the Information Request within 21 calendar days of receipt of this letter, or adequately to justify such failure to respond, can result in enforcement action by EPA pursuant to Section 104(e) of CERCLA. This statute permits EPA to seek the imposition of penalties of up to \$55,907 for each day of continued non-compliance. Please be further advised that provision of false, fictitious, or fraudulent statements or representations may subject you to criminal penalties under 18 U.S.C. § 1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §§ 3501, *et seq.*

USEPA SF



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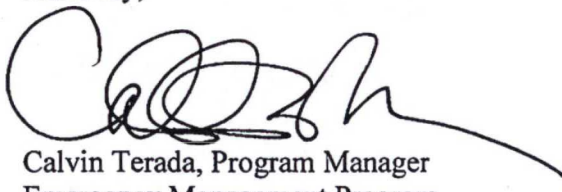
Your response to this Information Request should be mailed to:

Michael Sibley, On-Scene Coordinator
Office of Environmental Cleanup
U.S Environmental Protection Agency, Region 10
1200 Sixth Ave., Suite 900
Mail Stop: ECL-133
Seattle, Washington 98101

Due to the legal ramifications of your failure to respond properly, EPA strongly encourages you to give this matter your immediate attention and to respond to this Information Request within the time specified above. If you have any legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. Please direct legal questions to Kris Leefers of the Office of Regional Counsel at 206-553-1532 or leefers.kristin@epa.gov. Technical questions should be directed to Michael Sibley, at the above address, or at 206-553-1886 or sibley.michael@epa.gov.

Thank you for your cooperation in this matter.

Sincerely,

A handwritten signature in black ink, appearing to read 'Calvin Terada', with a long horizontal flourish extending to the right.

Calvin Terada, Program Manager
Emergency Management Program
Office of Environmental Cleanup

Attachment

cc: Kris Leefers, Office of Regional Counsel
Michael Sibley, Office of Environmental Cleanup

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PS Form 3800, August 2006 (Reverse) PSN 7530-02-000-9047

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1. Article Addressed to:

& Tamara Kempe, Governors
C
28th Avenue NE
d, Washington 98033

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A. Signature

X

W. Kempe

☒ Agent

☐ Addressee

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C. Date of Delivery

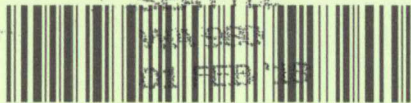
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